

AMENDED IN SENATE AUGUST 5, 2010  
AMENDED IN SENATE SEPTEMBER 4, 2009  
AMENDED IN SENATE SEPTEMBER 2, 2009  
AMENDED IN SENATE AUGUST 27, 2009  
AMENDED IN ASSEMBLY APRIL 20, 2009  
CALIFORNIA LEGISLATURE—2009—10 REGULAR SESSION

## ASSEMBLY BILL

No. 1260

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Introduced by Assembly Member ~~Huffman Fuller~~  
(~~Coauthors: Assembly Members Beall, Tom Berryhill, Blumenfield,~~  
~~Buchanan, Carter, Galgiani, Jones, Krekorian, Nava, Portantino,~~  
~~Salas, Silva, and Smyth~~)  
(~~Coauthors: Senators DeSaulnier, Pavley, Runner, and Strickland~~)

February 27, 2009

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~~An act to amend Sections 4686.5 and 4688.1 of the Welfare and Institutions Code, relating to developmental services, and declaring the urgency thereof, to take effect immediately. An act to amend Section 153 of, and to add Section 153.5 to, the Water Code, relating to the California Water Commission.~~

### LEGISLATIVE COUNSEL'S DIGEST

AB 1260, as amended, ~~Huffman Fuller~~. ~~Developmental services: regional centers. California Water Commission: terms of office.~~

*Existing law establishes the California Water Commission in the Department of Water Resources. Under existing law, the commission consists of 9 members who are appointed to 4-year terms by the Governor, subject to confirmation by the Senate. Existing law requires*

*the terms of the 7 members in office as of January 1, 1958, to expire as follows: one member on January 15, 1958, 2 members on January 15, 1959, and 2 members on January 15, 1960. Existing law requires the terms of the 2 members added to the commission after January 1, 1959, to expire as follows: one member on January 15, 1962, and one member on January 15, 1963. Thereafter, the successors to the members of the commission are required to be appointed for terms of 4 years.*

*This bill, with respect to the term of any member of the commission whose appointment has been confirmed by the Senate by January 1, 2011, and who is serving a term that is unexpired as of January 1, 2011, would change the expiration date of those terms to May 14, 2014. The bill, commencing on May 14, 2014, would require members succeeding to these terms to be appointed to the unexpired terms as specified by existing law.*

*The bill would also make conforming changes to existing law.*

~~Under existing law, the Lanterman Developmental Disabilities Services Act, the State Department of Developmental Services is responsible for providing various services and supports to individuals with developmental disabilities through contracts with local, nonprofit regional centers. The services and supports to be provided to a regional center consumer are contained in an individual program plan (IPP), developed in accordance with prescribed requirements. Those services and supports include, among other things, respite services, alternative senior programs, and alternative customized programs.~~

~~Under existing law, a regional center is prohibited from purchasing more than 21 days of out-of-home respite services in a fiscal year and more than 90 hours of in-home respite services in a quarter.~~

~~This bill would, instead, prohibit the regional centers from purchasing more than 98% of the annualized volume of in-home and out-of-home respite services utilized by a consumer who received those services in the 2008–09 fiscal year.~~

~~Existing law requires vendors of prescribed services to offer an alternative senior program component, as described.~~

~~This bill would, instead, permit this component to be offered. The bill would require the programs to be offered within the provider's existing capacity and would allow vendors to formulate agreements to meet the program needs. The bill would also require the regional centers to take appropriate steps to make sure that sufficient program capacity exists to meet the individual needs of consumers wishing to enroll in~~

~~alternative senior programs that are consistent with the individual's IPP.~~

~~This bill would declare that it is to take effect immediately as an urgency statute.~~

Vote:  $\frac{2}{3}$ -majority. Appropriation: no. Fiscal committee: ~~yes~~-no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

1     *SECTION 1. Section 153 of the Water Code is amended to*  
2     *read:*

3     153. (a) The terms of the members of the California Water  
4     Commission in office ~~when this article takes effect as of January~~  
5     1, 1958, shall expire as follows: ~~one~~

6     (1) *One* member on January 15, 1958, ~~two~~.

7     (2) *Two* members on January 15, 1959, ~~two~~.

8     (3) *Two* members on January 15, 1960, ~~and two~~.

9     (4) *Two* members on January 15, 1961.

10    ~~The~~

11    (b) *The* terms of the two additional members of the commission  
12    provided for by ~~the act amending this section first appointed by~~  
13    ~~the Governor Chapter 2112 of the Statutes of 1959~~ shall expire as  
14    follows: ~~one~~

15    (1) *One* member on January 15, 1962, ~~and one~~.

16    (2) *One* member on January 15, 1963. ~~The~~

17    (c) *The* terms of the successors to ~~such~~ *the* members shall be  
18    for four years.

19    *SEC. 2. Section 153.5 is added to the Water Code, to read:*

20    153.5. (a) *Notwithstanding Sections 153 and 154, the term of*  
21    *any member of the California Water Commission, whose*  
22    *appointment has been confirmed by the Senate and who is serving*  
23    *a term that is unexpired as of January 1, 2011, shall expire on*  
24    *May 14, 2014.*

25    (b) *Commencing May 14, 2014, members shall be appointed to*  
26    *the unexpired terms succeeding to the terms specified in subdivision*  
27    (i) of Section 153.

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**All matter omitted in this version of the bill  
appears in the bill as amended in the  
Senate, September 4, 2009. (JR11)**

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